IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 20TH FEBRUARY 2007 / 1ST PHALGUNA 1928

WP(C).No. 33662 of 2006(G)

PETITIONER:

T.K. THILAKAN, THOPPIL HOUSE,
MANAPPURAM P.O., CHERTHALA.

BY ADV. SRI.BABU CHERUKARA
SRI.ISSAC GEORGE

RESPONDENTS:

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1. SPECIAL DEPUTY TAHSILDAR (R.R.)
   K.S.F.E LTD., KOTTAYAM.

2. THE GENERAL MANAGER,
   K.S.F.E. LTD., HEAD OFFICE, THRISSUR.

3. THE BRANCH MANAGER,
   K.S.F.E. LTD., VAIKOM BRANCH, VAIKOM.

4. SAJEEV PEETHAMBARAN,
   PALAPPARAMBIL HOUSE, KULASEKHARAMANGALAM
   VILLAGE, VAIKOM.

5. P.K. PEETHAMBARAN,
   PALAPARAMBIL HOUSE, KULASEKHARAMANGALAM
   VILLAGE, VAIKOM.

BY ADV. SRI.RAJU JOSEPH, ADDL.SC.,KSFE LTD.
GOVERNMENT PLEADER SRI.MUHAMMED RAFIQ

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

EXT.P1: COPY OF THE REVENUE RECOVERY NOTICE BEARING NO.SDT/KTM/3329/03-04 DATED 31-7-06 ISSUED BY THE 1ST RESPONDENT.

EXT.P2: COPY OF THE RECEIPT ISSUED BY THE 1ST RESPONDENT FOR EFFECTING RECOVERY FOR THE MONTHS OF AUGUST, SEPTEMBER, OCTOBER & NOVEMBER 2006.

EXT.P3: COPY OF THE LETTER DATED 24-11-2006 BY THE PETITIONER TO THE RESPONDENTS 2 & 3.

TRUE COPY

P.A.TO JUDGE

K.BALAKRISHNAN NAIR, J.

WP(C).No.33662 of 2006-G

Dated this the 20th day of February, 2007.

JUDGMENT

The 4th respondent is in default to the 3rd respondent in relation to a chitty prized in his favour. Alleging that for the default of the 4th respondent, recovery is made from his salary alone, this writ petition is filed. He seeks for a direction to respondents 2 and 3 to proceed against respondents 4 and 5 also.

2. The Kerala State Financial Enterprises has filed a statement in which it is stated that recovery steps were initiated against respondents 4 and 5 also. The above submission will redress the main grievance of the petitioner.

The Writ Petition is disposed of directing that effective steps should be taken against respondents 4 and 5 also for recovery of the amounts due from the 4th respondent.

K.BALAKRISHNAN NAIR,
JUDGE.

MS